

UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF NEW HAMPSHIRE

Gregory LaVallee

v.

Civil No. 09-cv-367-JD

Northern NH Correctional Facility, Warden

ORDER

I herewith approve the Recommendation of Magistrate Judge Muirhead dated March 15, 2010, no objection having been filed. Additionally, finding that the petitioner has failed to make a substantial showing of the denial of a constitutional right, the court declines to issue a certificate of appealability. See 28 U.S.C. § 2253(c)(2); Rule 11, Rules Governing Habeas Corpus Cases Under Section 2254; First Cir. LR 22.0.

SO ORDERED.

April 5, 2010

/s/ Joseph A. DiClerico, Jr.
Joseph A. DiClerico, Jr.
United States District Judge

cc: Gregory LaVallee, pro se